



UNITED STATES
CIVILIAN BOARD OF CONTRACT APPEALS

DISMISSED WITH PREJUDICE: January 19, 2010

CBCA 1480, 1551

RAY DRAKE,

Appellant,

v.

DEPARTMENT OF AGRICULTURE,

Respondent.

Mark Borden of Law Offices of Mark Borden, Sonora, CA, counsel for Appellant.

Ritu Ahuja, Office of the General Counsel, Department of Agriculture, San Francisco, CA, counsel for Respondent.

DANIELS, Board Judge (Chairman).

ORDER

The Forest Service, a bureau of the Department of Agriculture, entered into a contract with Ray Drake to complete the Bourland HT timber sale in the Stanislaus National Forest, California. Mr. Drake filed two appeals of contracting officer decisions relating to this contract; one involved a government claim against the contractor, and the other involved contractor claims against the Government.

At the parties' request, the Board scheduled a session to mediate these disputes. Before the session could be convened, however, the parties settled the disputes without assistance from a neutral third party. They have filed a joint motion asking the Board to dismiss the appeals with prejudice.

The motion is granted. These appeals are **DISMISSED WITH PREJUDICE**.

STEPHEN M. DANIELS
Board Judge